

CSD 1183 [08/01/11]

Name, Address, Telephone No. &amp; I.D. No.

Robert Mackey  
 Luxury Toy Club, LLC  
 1012 Prospect St Ste #310  
 La Jolla CA 92037  
 Phone: 619 261-7000  
 Debtor In Pro Se

## UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF CALIFORNIA  
 325 West "F" Street, San Diego, California 92101-6991

In Re

Luxury Toy Club, LLC, Debtor

BANKRUPTCY NO. 11-17177

Tax I.D. (EIN) #: 20-2626854 / S.S. #: XXX-XX- Debtor.

## NOTICE OF HEARING AND MOTION

TO: Gary E. Slater, Attorney for Richard M. Kipperman, Custodian, Case #11-059730-PB11, In re La Jolla UTC Corporation, and Receiver SDSC Case # 37-2010-00101501-CU-OR-CTL entitled GECMC 2007-C1 Prospect Street Limited Partnership v. LA JOLLA UTC CORP.

**YOU ARE HEREBY NOTIFIED** that on \_\_\_\_\_ no date set \_\_\_\_\_, at \_\_\_\_\_, at \_\_\_\_\_, in Department No. \_\_\_\_\_, Room \_\_\_\_\_ the Jacob Weinberger United States Courthouse, located at 325 West "F" Street, San Diego, California 92101-6991, there will be a hearing regarding the motion of Luxury Toy Club, LLC, Movant, for

EMERGENCY MOTION TO SET ASIDE ORDER DECLARING NON-RESIDENTIAL LEASE REJECTED, AUTHORIZING AND DIRECTING TRUSTEE TO TURNOVER POSSESSION OF PREMISES TO THE BANKRUPTCY COURT CUSTODIAN AND RELIEF FROM AUTOMATIC STAY (F.R.C.P. RULE 62)

Any opposition or other response to this motion must be served upon the undersigned and the original and one copy of such papers with proof of service must be filed with the Clerk of the U.S. Bankruptcy Court at 325 West "F" Street, San Diego, California 92101-6991, NOT LATER THAN FOURTEEN (14)<sup>1</sup> DAYS FROM THE DATE OF SERVICE.

DATED: November 7, 2011

Robert Mackey, in Pro Se  
 [Attorney for] Moving Party

<sup>1</sup>If you were served electronically or by mail, you have three (3) additional days to take the above-stated actions as calculated by Fed. R. Bankr. P. 9006(f).

CSD 1183

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CSD 1183 (Page 2) [08/01/11]

**CERTIFICATE OF SERVICE**

I, the undersigned whose address appears below, certify:

That I am, and at all times hereinafter mentioned was, more than 18 years of age;

That on 7th day of November, 2011, I served a true copy of the within NOTICE OF MOTION AND HEARING, together with the following pleadings [describe any other papers]:

Emergency Motion and Declaration

by [describe here mode of service]:  
personal delivery

on the following persons [set forth name and address of each person served] and/or as checked below:

[ ] Attorney for Debtor (if required):

Gary E. Slater  
15373 Innovation Drive Suite #210  
San Diego CA 92128  
Fax: 858 675-0733

|   |   |     |   |     |   |
|---|---|-----|---|-----|---|
| [ <input checked="" type="checkbox"/> ] | For Chpt. 7, 11, & 12 cases:  | [ ] | For ODD numbered Chapter 13 cases:  | [ ] | For EVEN numbered Chapter 13 cases:   |
|   | UNITED STATES TRUSTEE<br>Department of Justice<br>402 West Broadway, Suite 600<br>San Diego, CA 92101 |     | THOMAS H. BILLINGSLEA, JR., TRUSTEE<br>530 "B" Street, Suite. 1500<br>San Diego, CA 92101 |     | DAVID L. SKELTON, TRUSTEE<br>525 "B" Street, Suite 1430<br>San Diego, CA 92101-4507 |

I certify under penalty of perjury that the foregoing is true and correct.

Executed on 11/7/2011  
(Date)

Michelle Gilmore  
(Typed Name and Signature)

PO Box 8067  
(Address)

Lafolla, CA 92038  
(City, State, ZIP Code)